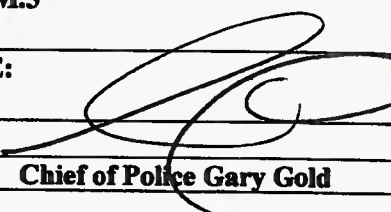


LAS VEGAS POLICE DEPARTMENT	ADMINISTRATION
SUBJECT: <i>Search and Seizure</i>	NUMBER: ADM.5
EFFECTIVE DATE: <i>9 September 2010</i>	REVIEW DATE:
AMENDS/SUPERSEDES:	APPROVED: 
NMMLEPSC STANDARDS: <i>ADM.02.03</i>	NMSA:

I. PURPOSE:

The purpose of this policy is to ensure the efficient and effective management of Search and Seizure function by providing administrative guidance that identifies the responsibilities and provide a written directive that governs Search and Seizure with or without a warrant.

II. POLICY:

It is the policy of the Las Vegas Police Department to manage the function of Search and Seizure in an effective and efficient manner by coordinating the efforts of uniform and other organizational components as provided in this policy.

III. APPLICABILITY:

This policy is applicable to all commissioned employees of the Las Vegas Police Department.

IV. REFERENCES:

1. Fourth Amendment
2. Terry vs. Ohio
3. NMMLEPSC ADM 02.03

V. DEFINITIONS:

A. None

VI. PROCEDURE:

A. Legal authorities:

1. *New Mexico Statutes* authorize a District or Magistrate Judge to issue a search warrant if:

- a. there is a reasonable and probable cause to do so; and
 - b. there is a complaint on oath supported by an affidavit.
2. A search warrants may be issued for the search of or for specified places, things or persons, and seizure there from of the following things as specified in the warrant:
- a. weapons or other objects used in the commission of a crime;
 - b. articles or things the sale or possession of which is unlawful;
 - c. stolen property or the fruits of any crime;
 - d. any object, thing or person including documents, books, records, paper or body fluids constituting evidence of a crime.

B. Supreme Court decisions:

The Supreme Court of the United States issues decisions which must be used as guidelines in conducting searches. Because the Fourth Amendment to the Constitution prohibits unreasonable searches and seizures, officers bear the burden of proving that the search was reasonable. The court will examine reasonableness according to the answers to these questions:

- 1. Was there probable cause to issue the search warrant?
- 2. Was the scope of the search appropriate?

C. Exceptions to search warrant requirements:

See GO 2-1 for a discussion of exceptions to search warrant requirements.

D. Obtaining a search warrant

- 1. Essential legal requirements:
 - a. To obtain a search warrant, an officer must show probable cause to believe that specific evidence, contraband, or fruits of a crime may be found at a particular place.
 - b. The officer shall carefully document specific facts that constitute probable cause. Two kinds of facts must be considered:

1. the **facts** from which the officer concluded that the person or thing is probably located at the place to be searched; and
2. the **facts** which address the reliability of the source of the officer's information.

- c. The court considers only those facts presented in the warrant and affidavit.
- d. Conclusions and suspicions are not facts.
- e. Facts must be recent.
- f. Apart from the officer's personal knowledge or observations, facts may derive from a reliable informant. See GO 2-11, Informants.
- g. Reliability of facts is established by:
 - a. personal observation or knowledge by an officer; or
 - b. eyewitnesses who have first-hand knowledge; or
 - c. informants (see GO 2-11).

2. Where to obtain a search warrant:

- a. A search warrant may be obtained from any of the following three sources:
 1. any District Judge;
 2. any Magistrate Judge; or
 3. any other person having the authority to issue criminal warrants.

3. **Affidavits:**

- a. The accuracy of the affidavit is vital to the validity of the search warrant. On the designated form, officers shall provide the information listed below. Officers are required to swear to the affidavit before a District or Magistrate Judge. Note that the search warrant must be obtained in the jurisdiction where the place or person to be searched is located.
- b. The affidavit shall include the following elements:
 1. a description of the place, thing, or person to be searched, including map coordinates or distances from given reference points, if necessary;

2. a description of the things or persons to be searched for;
3. a substantial allegation of the offense in relation to which the search is to be made;
4. an allegation that the object, thing or person to be searched constitutes evidence of the commission of the offense; and
5. material facts which would show that there is probable cause for issuing the search warrant.

E. Language of the warrant:

1. Only the things specified in the search warrant can be seized (for a discussion of exceptions to this, such as plain-view seizures and searches incident to arrest, see GO 2-1 and GO 2-4). The warrant shall specify the following.
2. The areas to be search shall be precisely stated. If officers wish to search a home and its surroundings, the affidavit must specify a "premises" search and its cartilage and must identify outbuildings, garages, as appropriate.
2. If motor vehicles to be searched are on the premises, the warrant shall so specify.
3. If searches of specific persons (other than frisks) are to be included during the search, the warrant shall so specify. If the warrant states that all persons present shall be searched, then probable cause to do so must be justified in the affidavit.
4. The items to be searched for shall be precisely described. If an item to be searched for may be dismantled (e.g., firearms), then the warrant must specify the search for parts, pieces, or components of the item.
6. If officers anticipate searching for and seizing computers or similar, complex technology, then experts may be consulted to determine the appropriate language to list in the affidavit and for outlining appropriate guidelines in the warrant for seizure of hardware and software.

F. Executing a search warrant

1. When a search warrant must be executed:

- a. An officer is required to execute a warrant within a reasonable time and date of the date it was issued. If it has not been executed during a reasonable time, the officer shall void the warrant and return it to the court who issued it.
 - b. A copy of the affidavit must be attached to the warrant and served with it.
 - c. An officer may execute a search warrant either during the day or at night, although night time authorization must be specified and approved by the District or Magistrate Judge.
2. Preparing to execute the warrant:
- a. Before executing the warrant, the on-duty supervisor shall review the warrant and the affidavit, brief the search team officers on the procedures to be followed. The supervisor shall ensure that the entire warrant process is documented. Written reports shall be supplemented with photographs or videotape, if available and appropriate.
3. Gaining entrance to premises:
- a. The search team shall first deploy around the premises to be searched, ensuring that all exits are covered. Uniformed officers shall be the most visible members of the search team and shall conduct the entry.
 - b. In most cases the officer shall do all of the following before entering the premises to be searched:
 - 1. He or she must announce his presence as a law-enforcement officer; and
 - 2. the officer must announce that his purpose is to execute a search warrant; and
 - 3. the officer must wait a reasonable time either to be admitted or refused admission to the premises.

c. When entrance is refused:

- 1. If the officer is refused entrance after a reasonable time, he may force his way into the premises. "Reasonable time" in this context depends on the circumstances. A refusal may be expressed or implied. A refusal can be implied in two circumstances:**
- 2. No one has admitted the officer within a time in which it would be reasonable to expect someone to let the officer in if he or she is going to be admitted at all.**
- 4. The officer waiting to be admitted sees or hears suspicious circumstances, such as flushing toilets or footsteps running away from the door, which indicate that someone might be concealing or destroying evidence or trying to escape.**

d. No-knock entry

- 1. In some circumstances a police officer may enter the premises to be searched without announcing his or her presence and purpose. The judicial authority issuing the warrant may add a no-knock entry provision to the warrant. If not, the decision to make a no-knock entry shall be made by the on-scene supervisor based on facts that would lead him or her to reasonably believe that an announcement would result in:**
- 2. the escape of the person to be searched or arrested; or**
- 3. the destruction of evidence; or**
- 4. bodily harm either to the officer or to someone within the premises to be searched.**
- 5. In executing any warrants, officers may use whatever force is reasonably necessary under the circumstances to effect a lawful purpose.**

G. Conduct of the search:

- 1. Once evidence being searched for is located, the search must cease.**

2. Officers shall not use a search warrant to conduct a fishing expedition, i.e., if the search warrant is for a television, or large item, small places such as jewelry boxes may not be searched.
3. An officer may seize only the property listed in the warrant with two exceptions:
 - a. the other evidence is reasonably related to the offense for which the search warrant was issued; or
 - b. it is property which the officer knows or has probable cause to believe is evidence of another crime. (See the discussion of plain-view seizures under GO 2-1.)

H. Searches of persons found on premises:

1. A person's presence on the premises to be searched with a warrant does not, without more, give rise to probable cause to search that person beyond a frisk for officers' safety.
2. A warrant to search the premises for contraband does carry with it the authority to detain the occupants of the premises while a search is being conducted. If the search of the premises gives rise to probable cause to arrest the detainee, he or she may be arrested and his or her person searched incident to arrest.
3. A person on the premises may be searched if the officer has probable cause to believe that items listed in the warrant are concealed on the person. Mere presence on premises does not constitute probable cause.

I. Return of the search warrant

A. After an officer has finished a search, he or she shall:

1. note the date of execution on the search warrant; and
2. under oath, must make an inventory of all the property seized; and
3. within three days of the date of the search (excluding Saturdays, Sundays, or legal holidays) file in the District Court Clerk's Office (of the jurisdiction wherein the search was made):

- a. the search warrant; and
- b. either the inventory of articles seized (which must be notarized) or a notation that nothing was seized during the search; and
- c. the affidavit (unless affidavit was made by voice or videotape recording).

B. Responsibility for property seized:

- 1. All property seized must follow a rigorous chain-of-custody procedure. Documentation must appear in all narrative reports pertaining to the chain of custody of any items seized. The department evidence tag shall be used to mark all seizures.
- 2. Officers shall place evidence in the locker reserved for the purpose.

VII. ATTACHMENTS:

- A. Affidavit for Search Warrant
- B. Search Warrant
- C. Consent to Search form
- D. Return of Inventory

This is only an example. You MUST delete the items you do not have probable cause to search for. You MUST read this example LINE BY LINE in order to ensure accuracy.

You MUST amend this to fit the needs of your jurisdiction.

AFFIDAVIT FOR SEARCH WARRANT

Affiant, being duly sworn, upon his oath, states and I have reason to believe that on the following described premises, vehicle(s) and/or person(s) of:

- 1. The premises, its curtilage, all dwelling(s), structure(s), whether attached and/or unattached, trash container(s) well house(s) and/or located at PHYSICAL ADDRESS, New Mexico. The premise appears to consist of DESCRIPTION.**
- 2. Any and all vehicle(s) located at above-described premises, to be searched.**
- 3. Any and all person(s) located at the above-described premises, to be searched.**

In the city or county designated above there is now being concealed:

- 1. Latent and/or visible print(s), including but not limited to fingerprint(s).**
- 2. Fingerprint, palmprint and/or footprint standards sufficient for laboratory examination from any person(s) located at the herein-described premises and/or vehicle(s), to be searched.**
- 3. Oral swab standard(s) from NAME OF SUSPECT, sufficient for laboratory examination.**
- 4. Dental impression standard(s) from NAME OF SUSPECT, sufficient for laboratory examination.**
- 5. Clothing from the NAME OF SUSPECT, including but not limited to footwear.**
- 6. Bodily fluid(s), bodily tissue(s) and/or bodily organ(s) including but not limited to saliva, semen, blood, bone fragments, skin, hair and/or any item(s) that may have said item(s) upon and/or within them.**
- 7. Material(s) apparently used and/or intended for use in administering aid and/or assistance to injured people.**
- 8. Firearm(s), firearm components, firearm accessories, firearm cleaning materials, firearm cases, firearm owner manuals and/or any other items used to facilitate the possession, use, maintenance and/or transfer of the said item(s). Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the herein-described item(s), to be seized.**
- 9. Ammunition, whether fired or unfired, projectile(s), fragment(s) of projectile(s), ammunition casing(s) whether fired or unfired and/or any other component(s) of ammunition. Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the, herein-described item(s), to be seized.**
- 10. Any weapon(s), tool(s) and/or instrument(s) capable of causing sharp force trauma to the human body. Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the herein-described item(s), to be seized.**
- 11. Any weapon(s), tool(s) and/or instrument(s) capable of causing blunt force trauma to the human body. Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the herein-described**

- item(s), to be seized.
12. Any weapon(s), ligature(s) and/or item(s) capable of causing ligature and/or mechanical strangulation and/or injury to the human body. Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the herein-described item(s), to be seized.
 13. Any item(s) and/or material(s) that have what appear to be impression(s), mark(s), and/or defect(s) on said item(s) and/or material(s).
 14. Any and all glove(s), fabric, footwear, vehicle tires and/or tools and/or known casts and/or standards from said item(s).
 15. Residue(s) apparently deposited by the discharge of firearm(s) and/or any explosion(s) and/or any item(s) and/or material(s) that may have said item(s) and/or material(s) on and/or within them.
 16. Condom(s), whether used and/or unused and/or condom wrapper(s) and/or package(s).
 17. Any item(s) apparently used to restrain and/or control a person. Any item(s) apparently used to facilitate the restraint and/or control of a person.
 18. Trace evidence, including but not limited to glass, hair and/or fiber(s) and/or any item(s) and/or material(s) that may have said item(s) on and/or within them.
 19. Paint(s), dye(s), primer(s), coating(s), bonding material(s), adhesive(s) and/or any other finishing material(s) and/or any item(s) and/or material(s) that may have said item(s) and/or material(s) on and/or within them.
 20. Lubricant(s), oil(s), grease(s), coolant(s) and/or other fluid(s) and/or material(s) used to operate and/or facilitate the operation and/or maintenance of motor vehicle(s).
 21. Vegetation and/or soil.
 22. Ignitable, flammable, explosive and/or combustible substance(s), whether solid, liquid and/or gas and/or any container(s) and/or material(s) that may contain said substance(s) and/or have said substance(s) on them.
 23. Any devise(s) apparently used to ignite, boost, accelerate, fuel, sustain and/or facilitate a fire and/or explosion.
 24. Any vehicle(s) and/or component(s) of vehicle(s) apparently used to sell, purchase, contain, transport and/or transfer any devise(s) apparently used to ignite, boost, accelerate, fuel, sustain and/or facilitate a fire and/or explosion.
 25. Any record documented on any media which appears to provide documentation, planning, instruction, advice, facilitation and/or otherwise support for the manufacturing, producing, testing, packaging, storing, concealing, sale, transfer, ignition and/or detonation of incendiary and/or explosive devise(s).
 26. Any document(s) which have what appears to be the personal identifying information of INSERT NAME OF VICTIM on it and/or any version of NAME OF VICTIM name and/or personal identifying information.
 27. Personal and/or business check(s), and/or any other negotiable item(s), whether negotiated or not negotiated. Item(s) and/or materials used to manufacture and/or facilitate the manufacture of negotiable item(s) and/or forms of identification, including but not limited to printer(s), printer-paper(s), scanner(s), copier(s) and/or laminator(s).
 28. Any document(s) which appear to be related to financial transaction(s) and/or attempted financial transaction(s) involving NAME OF VICTIM.
 29. Driver's license(s) and/or any other forms of identification, whether legitimate or apparently fraudulent, whole and/or in part, complete and/or incomplete, in any state of the manufacturing process. Item(s) used to manufacture and/or facilitate the manufacturing of driver's license(s) and/or any and all other forms of identification.

30. Electronic, magnetic and/or optical media and/or device(s) including but not limited to computer hard disc drive(s), computer network hardware, cassette(s), compact disc(s), flash card(s), zip drive(s), floppy diskette(s), CD-ROM(s), CD-RW(s), DVD-RW(s), DVD(s), compact disc(s), digital video disc(s), and/or device(s) capable of creating, analyzing, displaying, converting, storing and/or transmitting electronic, magnetic and/or optical impulses and/or data. Any and all instructions and/or programs that can be interpreted by a computer or related components. Any and all application software, operating systems, utility programs, compilers, interpreters and/or other programs and/or software used to communicate, directly and/or indirectly, with computer hardware and/or peripheral computer device(s). This warrant shall authorize the complete search, to include but not limited to, the copying and viewing, of said and/or devices, to be searched. It may be necessary to seize said media and/or device(s), whole or in part, for subsequent analysis.
31. Any record documented on any media, which appears to list and/or identify e-mail addresses, e-mail messages/correspondences, internet sites, user names, user identification numbers, internet provider information, writings, or communication, including but not limited to, letters, instant messages, or any type of correspondence which describes, displays images, or contains information or acts, e-mail billing records and/or information that appears to indicate payment of bills associated with internet use and/or internet subscription. This warrant shall authorize the complete search, to include but not limited to, the copying and viewing, of the said media and/or devices, to be searched. It may be necessary to seize the herein-described media and/or device(s), whole or in part, for subsequent analysis.
32. Any record documented on any media, which appears to be a password, personal identification number, item(s) and/or information used to access and/or facilitate access of said item(s), to be searched.
33. Telephones, pagers, cellular telephones, radio transmitter/receivers, telephonic answering, paging and/or messaging machine(s). Data stored on/within the internal and/or external memory of the herein-described items, to be searched, including, but not limited to text messages, voice messages and/or any other data. This warrant shall authorize the complete search of the herein-described items, to be searched. It may be necessary to view, listen to and/or manipulate the herein-described items, to be searched, in order to copy, transcribe, transfer and/or otherwise document the data. This warrant shall authorize law enforcement and/or people assisting law enforcement to answer any incoming telephone call(s) which are received on the herein-described items, to be searched, and converse on said items, while executing this warrant and/or after taking possession of the herein-described items, to be searched.
34. Alcoholic beverage(s) and/or alcoholic beverage container(s) containing any amount of beverage whether open or closed. Any package(s) apparently used to advertise, store and/or transport alcoholic beverage(s). Any document(s) recorded on any media which indicates and/or tends to indicate the advertisement, sale, purchase, use, consumption, transfer and/or storage of alcoholic beverage(s).
35. Prescription narcotic(s) and/or prescription narcotic(s) container(s) containing any amount of narcotic whether open or closed. Any package(s) apparently used to advertise, store and/or transport prescription narcotic(s). Any document(s) recorded on any media which indicates and/or tends to indicate the advertisement, sale, purchase, use, consumption, transfer and/or storage of prescription narcotics(s).
36. Illegal narcotics and/or any other controlled substance(s) and/or suspected illegal narcotics and/or any other suspected controlled substance(s) including, but not limited to any drug or substance listed in Schedules I through V of the Controlled Substance Act or regulations

adopted thereto.

37. Illegal narcotics paraphernalia, including but not limited to all equipment, products and/or materials of any kind that are apparently used, intended for use and/or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling and/or otherwise introducing into the human body, a controlled substance or controlled substance analog in violation of the Controlled Substance Act.
38. Currency and/or containers and/or packages containing and/or packaging currency.
39. Sample(s) of liquid blood, sufficient for analysis by the New Mexico Scientific Laboratory Division, to be obtained from the herein-described person(s), to be searched, in order to determine that person(s) blood alcohol concentration and/or the presence of controlled substance(s). The herein-described sample(s) would be obtained by a nurse and/or other qualified medical professional, pursuant to NMSA 1978, 66-8-103.
40. Documentation of the herein-described premises, vehicle(s), person(s) and/or the herein-described item(s), to be seized, by means of measurement, photography, videography and/or any other means deemed necessary by law enforcement and/or person(s) assisting law enforcement.
41. A complete mechanical inspection of the herein-described vehicle(s), to be searched.
42. Any collision and/or crash data devise(s) including but not limited to data stored on/within the internal and/or external memory of the devise(s).
43. Camera(s), video camera(s), film, whether exposed and/or unexposed, photographic negative(s), photograph(s), photographic print(s), video tape(s), DVD(s) and/or any other image(s) documented on any media, photography and/or videography equipment, photography and/or videography accessories and/or devises apparently used to facilitate photography and/or videography.
44. Item(s) which establish or tend to establish possession, use, residence, occupancy, presence and/or the right to possession, use, residence, occupancy and/or presence at the above described premises and/or vehicle(s), to be searched.
45. Any record documented on any media, which establishes and/or tends to establish the state of mind, motive(s), action(s), means and/or intention(s) of any person(s) with knowledge or apparent knowledge of the crime(s), including, but not limited to diaries, journal(s) audio and/or video tape(s).

and the facts tending to establish the foregoing grounds for issuance of a Search Warrant are as follows:

Affiant, _____ is a full time salaried law enforcement officer who has been employed by the Las Vegas Police Department for a period of approximately _____ years. Affiant has received specialized training in criminal investigations and attended The Law Enforcement Academy in _____ New Mexico in _____. Affiant has received training in the investigation of violent crimes including but not limited to homicide investigations, Sex Crimes, Crash Investigations. Affiant has received both classroom and on the job training concerning the investigation of the above offense(s). Affiant has conducted numerous criminal investigations that led to the arrest and conviction of persons in violation of New Mexico State Statutes.

YOUR STATEMENT OF PROBABLE CAUSE HERE

Documentation of the herein-described premises, vehicle(s) and/or person(s) is important to the investigation. It is important to document the condition and/or location of items found at the scene and/or their context within the scene.

Affiant is aware through training and experience that before, during and/or after the commission crime, especially crimes involving illegal drugs, suspects will swallow the drug with the intent of destroying evidence. Therefore affiant asks the court to grant permission for (Suspects name) the stomach to be x-rayed.

Affiant is aware through training and experience that before, during and/or after the commission crime

Affiant is aware through training and experience that before, during and/or after the commission crime(s) there is often transfer of evidence between suspect(s), victim(s), witness(es) and/or their environment. This evidence may not be visible to the naked eye. The evidence, if it exists, may assist in determining the identity of any person who may have been present at the time of the incident.

Affiant is aware through training and experience that people involved in the commission of crime(s) often attempt to conceal, tamper with and/or dispose of evidence, including but not limited to the herein-described item(s), to be seized. They may attempt to give aid or assistance to victim(s) after an act of violence. The materials used to render aid may assist investigators in identifying people with knowledge of the crime(s).

Affiant is also aware that suspect(s), victim(s) and/or witness(es) may document information relating to the crime(s) on paper, on computers and/or on other forms of media. They often make and/or receive telephone calls before, during and/or after the commission crime(s). Such information, if it exists, may be material and relevant to this investigation. This warrant shall include the viewing, listening to, copying, transcribing, transferring and/or recording of data on the herein-described item(s), to be seized.

Affiant is aware through training and experience that people who have apparent knowledge of the incident often make telephone calls to the scene and/or attempt to communicate with each other during the time that law enforcement personnel are executing the search warrant. These people often utilize a variety of communications equipment, including, but not limited to pagers and/or cellular telephones to communicate before, during and after the incident. Answering incoming telephone calls while at the scene and speaking with these people often provides law enforcement with information that is material and relevant to this investigation. It is often necessary to answer communications devices including, but not limited to cellular telephones after seizing the devices, pursuant to the warrant.

Affiant is also aware that item(s) which establish or tend to establish possession, use, residence, presence and/or occupancy of the herein-described premises and/or vehicle(s), to be searched, often demonstrate who had access to the premises and/or vehicle(s). Such information may be material and relevant to this investigation.

Therefore, in order to ensure that a complete and thorough investigation, investigators

may be required to examine the entire, above-mentioned premises, vehicle(s) and/or person(s), including, but not limited to, the examination of furniture, walls, crawl-spaces and/or attics. It may be necessary for investigators to remove and/or damage entire portions of the premises and/or vehicle(s) including but not limited to doors, windows, carpets, upholstery, clothing, mechanical equipment, plumbing and/or other items.

Therefore, Affiant respectfully requests that the Court issue a Warrant commanding the search the above-described premises, vehicle(s) and/or person(s).

**STATE OF NEW MEXICO
COUNTY OF SAN MIGUEL
IN THE DISTRICT COURT**

**IN THE MATTER OF
STATE OF NEW MEXICO,**

Plaintiff,

VS.

NO.

Name:

DOB:

SSN:

ADD:

Defendant,

SEARCH WARRANT

**THE STATE OF NEW MEXICO TO ANY OFFICER AUTHORIZED TO EXECUTE
THIS WARRANT:**

Proof by Affidavit for Search Warrant, having been submitted to me, I am satisfied that there is probable cause that the person named or property described in the Affidavit is located where alleged in the Affidavit and I find grounds exist for the issuance of the Search Warrant. A copy of the Affidavit is attached and made a part of this Warrant.

YOU ARE HEREBY COMMANDED to search forthwith the person or place in the Affidavit between the hours of 6:00 a.m. and 10: 00 p.m., unless I have specifically authorized a nighttime search, for the person or property described in the Affidavit, serving this Warrant together with a copy of the Affidavit, and making the search and if the person or property be found there, to seize the person or the property and hold for safekeeping until further order of the Court.

You are further directed to prepare a written inventory of any person or property seized. You are further directed to file the return and written inventory with the Court promptly after its execution.

Date

Judge

CONSENT TO SEARCH FORM

Date

Time

Location

I, _____, having been informed of my Constitutional right not to have a search made of my

[] Home or Building [] Vehicle or [] Other

Do hereby waive such right and will allow a search without a Search Warrant. The address, vehicle and/or property that I am allowing to be searched is described as follows:

I give the following police officer (s), Agent(s), or Investigator (s) permission to search (Name & Agency)

1. _____
2. _____
3. _____

These officer(s), Agent(s), or Investigator (s) are authorized to take from premises, vehicle or property, any letters, papers, narcotic drugs, other drugs, illegal materials or any other property they determine to be illegal or evidence of a crime.

I am giving this written permission to the above named persons voluntarily and without threats or promises of any kind and further state that the property being searched is directly under my control.

Signed

Date

Witness

Date

RETURN AND INVENTORY

I received the attached Search Warrant on _____, _____, and
Executed it on _____, _____, at _____ o'clock (A.M.) (P.M.). I
SEARCHED THE PERSON OR PREMISES DESCRIBED IN THE Warrant and I left a
copy of the Warrant

(Name the person searched or the owner at the place of the search)
together with a copy of the inventory for the items seized.

The following is an inventory of the property taken pursuant to the Warrant:

This inventory was made in the presence of _____
(Name of applicant for Search Warrant and name of other credible witness)

This inventory is a true and detailed account of all the property taken pursuant to the
Warrant.

Signature of Officer

Signature of owner of property or other witness

Return made this _____ day of _____, 20____ at _____ a.m. /p.m.

(Judge) (Clerk)

After careful search I could not find at the place, or on the person described, the
property described in this warrant.

Date

Officer

Approved: supreme Court, October 1, 1974; amended October 1, 1976 and July 1, 1980.
Criminal Form 2.50